

Attorney Docket No. 5246 P 003

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Application of:

Seiler et al.

Application No.: 09/919,594

Confirmation No.: 2534

Filed On: July 31, 2001

Examiner: Pham, Hung Q.

Art Unit: 2168

For: Method and System for Information  
Communication Between Positionees and  
Positionors

Mail Stop Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO OFFICE ACTION MAILED SEPTEMBER 23, 2005**

Dear Sir:

In response to the Office Action of September 23, 2005, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.

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## AMENDMENT TRANSMITTAL

Dear Sir:

Transmitted herewith is an Amendment in the above-identified Application. Applicant is other than a small entity. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply. The shortened statutory period of response is set to expire on December 23, 2005. Applicants believe that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition for extension of time. The Commissioner is hereby authorized to charge any deficiencies in these fees to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

No additional fee for the Amendment is required. The fee for the Amendment has been calculated as shown below:

					Small Entity		Other Than A Small Entity	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra		Rate	Additional Fee	Rate	Additional Fee
Total	18 -	58 =	0		x \$25=		x \$50=	\$0
Independent	2 -	4 =	0		x \$100=		x \$200=	\$0
<input type="checkbox"/> First Presentation of Multiple Dependent Claims					x \$180=		x \$360=	\$0
TOTAL ADDITIONAL FEE								\$0

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-0280.


A duplicate copy of this sheet is attached.

☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra Claims.

Respectfully submitted,

Date: December 23, 2005


By:

  
James P. Muraff, Reg. No. 39,785  
Wallenstein Wagner & Rockey, Ltd.  
311 South Wacker Drive, 53<sup>rd</sup> Floor  
Chicago, Illinois 60606-6630  
312.554.3300

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**CERTIFICATE UNDER (37 C.F.R. § 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on. December 23, 2005.

  
Gillian Gardner/237331